

Resolution authorizing the settlement of a lawsuit brought in the United States District Court, Southern District of Ohio, Case No. 2:11-CV-00216

**(COMMISSIONERS)**

**WHEREAS**, the City of Columbus, the Board of Franklin County Commissioners, and certain of their officials have been named as defendants in a lawsuit brought in the United States District Court, Southern District of Ohio, Case No. 2:11-CV-00216; and

**WHEREAS**, pursuant to Ohio Revised Code Section 2744.07(B)(1) the Board may secure releases from liability for itself and its officials with respect to any claim for loss to persons or property caused by an act or omission in connection with a governmental function; and

**WHEREAS**, the parties to the litigation wish to avoid the time and expense of litigation and have reached a resolution of the matters in dispute, which resolution is embodied in the Consent Order and Settlement Agreement ("Consent Order") which is attached hereto, and incorporated herein, pending approval of Columbus City Council and the Board of County Commissioners; and

**WHEREAS**, Columbus City Council approved the execution of the Consent Order on June 6, 2011; now, therefore

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS, FRANKLIN COUNTY, OHIO:

1. That in accordance with the preamble, which is incorporated herein, the execution of the Consent Order and Settlement Agreement of United States District Court, Southern District of Ohio Case No. 2:11-CV-00216 is hereby approved; and
2. That the County Administrator is authorized to execute the attached Consent Order and Settlement Agreement on behalf of the Board of Franklin County Commissioners.

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